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U.S.PTO

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under
37 CFR 1.53(b))

Attorney Docket No.	GRUBER-0001
First Inventor	Martin A. Gruber
Title	ELECTRONIC MEDICAL RECORD METHOD
Express Mail Label No.	EV322528115US

APPLICATION ELEMENTS	Commissioner for Patents Mail Stop Patent Application PO Box 1450 Alexandria, VA 22313-1450
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1. Fee Transmittal Form
(submit an original and a duplicate for fee processing)

2. Applicant claims small entity status.
See 37 CFR 1.27

3. Specification [total pages 23]
(preferred Arrangement set forth below)

- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R&D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. Drawing(s) [total sheets 3]

5. Oath or Declaration [total sheets 2]

- a. Newly executed (original or copy)
- b. Copy from prior appl. (37 C.F.R. § 1.63(d))
 - i. DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

6. Application Data Sheet. (See 37 CFR 1.76)

7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)

- a. Computer Readable Form
- b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. paper

c. Statements verifying identity of above copies

9. Assignment Papers (coversheet/document(s))

10. 37 CFR. 3.73(b) Statement Power of Attorney
(when there is an assignee)

11. English Translation Document

12. IDS & Form 1449 Copies of IDS Citations

13. Preliminary Amendment

14. Return Receipt Postcard (MPEP 503)

15. Certified Copy of Priority Document(s)

16. Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.

17. Other:

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-part (CIP) of prior application No.: ___/___

Prior application information: Examiner: _____ Group/Art Unit: _____

FOR CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number or Bar Code Label 25235	or <input type="checkbox"/> Correspondence address below		
Name			
Address			
City	State	ZIP	
Country	Telephone	Fax	

Name (Print/Type)	Stuart T. Langley	Registration No.	33,940
(Signature)	<i>Stuart T. Langley</i>	Date	2/6/04

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10/773738

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020604
U.S. PTO

FEE TRANSMITTAL for FY 2004

TOTAL AMOUNT OF PAYMENT (\$) **(\$ 439.00)**

Complte if Known

Application Number	
Filing Date	Herewith
First Named Inventor	Martin A. Gruber
Examiner Name	
Group / Art Unit	
Attorney Docket No.	GRUBER-0001

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:
 Deposit Account Number **50-1123**

Deposit Account Name **Hogan & Hartson L.L.P.**

Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17
 Applicant claims small entity status. See 37 CFR 1.27

2. Payment Enclosed:
 Check Credit Card Money Order Other

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description		Fee Paid
105	130	205	65	Surcharge – late filing fee or oath
127	50	227	25	Surcharge – late provisional filing fee or cover sheet
139	130	139	130	Non-English specification
147	2,520	147	2,520	For filing a request for ex parte reexamination
112	920*	112	920*	Requesting publication of SIR prior to Examiner action
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action
115	110	215	55	Extension for reply within first month
116	420	216	210	Extension for reply within second month
117	950	217	475	Extension for reply within third month
118	1,480	218	740	Extension for reply within fourth month
128	2,010	228	1,005	Extension for reply within fifth month
119	330	219	165	Notice of Appeal
120	330	220	165	Filing a brief in support of an appeal
121	290	221	145	Request for oral hearing
138	1,510	138	1,510	Petition to institute a public use proceeding
140	110	240	55	Petition to revive – unavoidable
141	1,330	241	665	Petition to revive – unintentional
142	1,300	242	650	Utility issue fee (or reissue)
143	480	243	240	Design issue fee
144	640	244	320	Plant issue fee
122	130	122	130	Petitions to the Commissioner
123	50	123	50	Processing fee under 37 CFR 1.17(q)
126	180	126	180	Submission of Information Disclosure Stmt
581	40	581	40	Recording each patent assignment per property (times number of properties)
146	770	246	385	Filing a submission after final rejection (37 CFR § 1.129(a))
149	770	249	385	For each additional invention to be examined (37 CFR § 1.129(b))
179	770	279	385	Request for Continued Examination (RCE)
169	900	169	900	Request for expedited examination of a design application
Other fee (specify)				

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001	770	2001	385 Utility Filing Fee
1006	340	2006	170 Design filing fee
1007	530	2007	265 Plant filing fee
1008	770	2008	385 Reissue filing fee
1005	160	2005	80 Provisional filing fee
SUBTOTAL (1) (\$385)			

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
26	-20** = 6	X 9 = 54	
1	-3** = 0	X 0 = 0	
Multiple Dependent			= 0

*or number previously paid, if greater; For Reissues, see below

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202	18	2202 9 Claims in excess of 20
1201	86	2201 43 Independent claims in excess of 3
1203	290	2203 145 Multiple dependent claim, if not paid
1204	84	2204 42 **Reissue independent claims over original patent
1205	18	2205 9 **Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$54)		

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$0)

SUBMITTED BY Complete (if applicable)

Name (Print/Type) Signature	Stuart T. Langley <i>Stuart T. Langley</i>	Registration No. (Attorney/Agent)	33,940	Telephone	(720) 406-5335
				Date	2/6/04

PATENT
EXPRESS MAIL NO. EV322528115US
Attorney Docket No. GRUBER-0001
Client/Matter No. 87869.0001.001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Martin Gruber

Serial No. _____

Filed: Herewith

For: ELECTRONIC MEDICAL
RECORD METHOD

Group Art Unit:

Examiner:

CERTIFICATE OF MAILING BY EXPRESS MAIL

Mail Stop Patent Application
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Commissioner:

The undersigned hereby certifies that the following documents:

- Utility Patent Application Transmittal;
- Utility Patent Application [Specification (18 pages); Claims (4 pages); Abstract (1 page); Drawings (3 sheets)];
- Declaration (executed);
- Fee Transmittal with check in the amount of \$439;
- Certificate of Mailing by Express Mail; and
- Return Receipt Postcard.

relating to the above application, were deposited as "Express Mail", Mailing Label No. EV322528115US, with the United States Postal Service, addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, PO Box 1450, Alexandria VA, 22313-1450, February 6, 2004.

February 6, 2004

Date

February 6, 2004

Date

Mailer

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